

ORDINANCE NO. 24-09

AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA; AMENDING CHAPTER 12 OF THE CITY'S CODE OF ORDINANCES, ENTITLED, "PARKS AND RECREATION" BY SPECIFICALLY AMENDING SECTION 12-46(B), ENTITLED "APPLICATION PROCEDURE"; EXTENDING THE PERIOD TO SUBMIT AN APPLICATION TO UTILIZE PASSIVE RECREATIONAL FACILITIES AT CITY PARKS; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City's Parks and Recreation department (the "Department") offers permits to individuals seeking to utilize passive recreational facilities within City parks; and

WHEREAS, the Department has received increased interest from residents wishing to utilize the passive recreational facilities; and

WHEREAS, the City's Code of Ordinances presently requires reservations for passive recreational facilities to be submitted not more than ninety (90) days before the date of the proposed use or activity; and

WHEREAS, residents have expressed a desire to expand the timeframe provided by the City's Code of Ordinances to reserve a passive recreational facility within City parks; and

WHEREAS, the City Commission has determined that amending the City Code to allow more time to apply for a receive a permit to use passive recreational facilities within City parks is in the best interest of the health, safety, and welfare of its citizens and residents.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE

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CITY OF COOPER CITY, FLORIDA:

SECTION 1. The foregoing “Whereas” clauses are hereby ratified and confirmed as being true and correct and are hereby made a part of this Ordinance.

SECTION 2. City Code Amended. That Chapter 12, entitled “Parks and Recreation,” of the City of Cooper City Code of Ordinances is hereby amended by specifically amending Section 12-46(B), entitled “Application procedure” as follows:

Sec. 12-46. –

(b) Application procedure

- (1) A person seeking the issuance of a permit to carry on an activity in a park shall file an application on the appropriate form supplied by the department of parks and recreation with the designated representative of the Director of Parks and Recreation and provide such information as shall be required by the director.
- (2) Applications for ~~passive~~ recreational facilities, not including the use of any sports facilities, shall be filed not less than three days nor more than ~~90~~ 180 days before the date of the proposed use or activity. Applications for the use of sports facilities shall be governed by the provisions of Res. No. 03-2-9, as same may be amended from time to time.
- (3) The recognized sports groups shall have the right to apply for a series of seasonal permits on an annual basis pursuant to the provisions of Res. No. 03-2-9, as same may be amended from time to time.

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SECTION 3. Conflict. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith be, and the same are hereby repealed to the extent of such conflict.

SECTION 4. Severability. If any clause, section, or other part or application of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and so not affecting the validity of the remaining portions or applications remaining in full force and effect.

SECTION 5. Codification. It is the intention of the City Commission of the City of Cooper City that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Cooper City, Florida, that the Sections of this ordinance may be renumbered, re-lettered, and the word "Ordinance" may be changed to "Section", "Article" or such other word or phrase in order to accomplish such intention. All other Code references to Sec. 23-104.1 may be deleted.

SECTION 6. Effective Date. This Ordinance shall become effective upon passage and adoption.

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PASSED AND ADOPTED on First Reading this _____ day of _____, 2024.

PASSED AND FINAL ADOPTION on Second Reading this _____ day of _____, 2024.

MAYOR GREG ROSS

ATTEST:

TEDRA ALLEN, MMC

Approved as to Legal Form:

JACOB G. HOROWITZ
City Attorney

ROLL CALL

Mayor Ross	_____
Commissioner Green	_____
Commissioner Shrouder	_____
Commissioner Katzman	_____
Commissioner Mallozzi	_____

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BUSINESS IMPACT ESTIMATE

5/28/2024 Meeting Date

Ordinance Title: Ordinance 24-09

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If any of the following exceptions to the Business Impact Estimate requirements apply, check the applicable box and leave the remainder of the form blank.

- ☐ The ordinance is required for compliance with federal or state law or regulation;
- ☐ The ordinance relates to the issuance or refinancing of debt;
- ☐ The ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- ☐ The ordinance is required to implement a contract or an agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by the City;
- ☐ The ordinance is an emergency ordinance;
- ☐ The ordinance relates to procurement; or
- ☒ The ordinance is enacted to implement the following:
 - a. Part II of Chapter 163, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements, and development permits;
 - b. Sections 190.005 and 190.046, regarding community development districts;
 - c. Section 553.73, relating to the Florida Building Code; or
 - d. Section 633.202, relating to the Florida Fire Prevention Code.

1. Summary of the proposed ordinance (must include a statement of the public purpose, such as serving the public health, safety, morals, and welfare):
2. Estimate the direct economic impact of the proposed ordinance on private, for-profit businesses in the City:
3. Estimate of direct compliance costs:
4. Any new charge or fee imposed by the proposed ordinance:
5. Estimate of the City's regulatory costs, including estimated revenues from any new charges or fees to cover such costs
6. Estimate of the number of businesses impacted by the proposed ordinance:

7. Additional Information: _____
